

1 **TERRY A. DAKE, LTD.**
20 E. Thomas Rd.
2 Suite 2200
Phoenix, Arizona 85012-3133
3 Telephone: (602) 710-1005
tdake@cox.net

4 **Terry A. Dake - 009656**

5 Attorney for Trustee

6 **IN THE UNITED STATES BANKRUPTCY COURT**

7 **FOR THE DISTRICT OF ARIZONA**

8 In re:) In Chapter 7 Proceedings
9)
WILLIAM JAY ADLER,)
10 TRUDI BARBARA ADLER,) Case No. 2:17-BK-01813-MCW
11 Debtors.)
_____)

12 **FIRST AND FINAL APPLICATION FOR**
13 **ALLOWANCE OF COMPENSATION AND**
14 **REQUEST TO NOTICE WITH FINAL REPORT**

15 *TERRY A. DAKE, LTD.* ("Applicant"), counsel for the Chapter 7
16 trustee (hereinafter "Trustee"), submits its First And Final
17 Application For Allowance Of Compensation. In support of this
18 Application, *TERRY A. DAKE, LTD.* submits its billing statements which
19 are attached as Exhibit A. Applicant's expense statements, which
20 itemize expenses by type and month for the same period are included as
21 a part of Exhibit A.

22 I. **NARRATIVE SUMMARY**

23 A. **Background**

24 1. The debtors filed a voluntary petition under Chapter 7.
25 The case is pending under Chapter 7.

26 2. Applicant's employment as counsel for Trustee was
27 approved by Order of this Court dated April 25, 2017. *TERRY A. DAKE,*
28 *LTD.* has served as counsel for the Trustee up to and through the filing

1 of this Application. *TERRY A. DAKE, LTD.* was employed by the Trustee
2 to perform necessary services with the understanding that Applicant's
3 compensation would be determined by the Court under the criteria set
4 forth in 11 U.S.C. §330 of the Bankruptcy Code. This is Applicant's
5 first and final application for compensation. Based upon Applicant's
6 ordinary hourly rates in effect at the time the services were rendered,
7 Applicant's total fees are \$30,975.00. Of the total fees requested
8 herein, \$525.00 relates to the time expended preparing, reviewing and
9 consulting with the client regarding the Application and is not yet
10 reflected in the balance of fees and costs shown on the most recent
11 billing statement attached to this Application. In addition to the
12 foregoing, Applicant incurred out-of-pocket expenses for which
13 Applicant is seeking reimbursement as follows:

14	a. Filing Fee/Cost Adv.	\$1,170.20
15	Total	\$1,170.20

16 Therefore, the total award sought, including fees requested for time
17 expended preparing, reviewing and consulting with the client regarding
18 the Application which are not yet reflected in the balance of fees and
19 costs shown on the most recent billing statement attached to this
20 Application, is \$32,145.20.

21 3. The services for which compensation is requested were
22 rendered on behalf of the Trustee and compensation is sought pursuant
23 to 11 U.S.C. §§330(a), 331 and 503(a) and (b), Rule 2016(a), *Fed. R.*
24 *Bankr. P.*, and in compliance with the order appointing counsel and the
25 Guidelines of the Office of the United States Trustee for the District
26 of Arizona ("Guidelines").
27

4. Except as Applicant may be entitled to receive compensation herein, and except as set forth herein, Applicant has no arrangements with any other parties whatsoever to pay Applicant for the services of Applicant to the estate, nor has Applicant received any funds from any parties whatsoever for the services rendered on behalf of the estate. Further, Applicant has not made any arrangement to share any compensation received by order of this Court with any party whatsoever, nor does Applicant have any arrangements for the sharing of any compensation hereinafter awarded, except as between members and/or regular associates of Applicant's firm. *TERRY A. DAKE, LTD.* has no agreement to share compensation received or to be received with any person other than the normal division of fees that, as a matter of course, occurs between attorneys who are members of Applicant's law firm. The members of *TERRY A. DAKE, LTD.* are disinterested persons as defined in 11 U.S.C. §101(14) and do not hold or represent any interest adverse to the estate.

5. The names of all of Applicant's professionals and paraprofessionals requesting fees and the hourly rate charged by each is as follows:

Attorney/Paraprofessional	Rate	2011-2018
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Terry A. Dake, Esq.	\$350.00
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Mr. Dake has practiced bankruptcy law exclusively since 1988 and practiced a mixture of bankruptcy law and litigation for the five years prior to 1988. Practitioners with at least ten years of experience primarily in the bankruptcy field in the Phoenix metropolitan area bill at a rate equal to or greater than the \$350.00 charged by Mr. Dake.

1 The rates charged by the professionals in this case are the same rates
2 the firm charges non-bankruptcy clients.

3 6. *TERRY A. DAKE, LTD.* has not received from the Trustee any
4 previous payments for services rendered or to be rendered in any
5 capacity whatsoever in connection with the case.

6 This Application is not filed less than 120 days after the
7 order for relief or after the last prior application for allowance of
8 fees.

9 B. **Case Status**

10 1. Applicant is not aware of other requests for compensation
11 and reimbursement of costs filed by any party which are currently
12 pending before this Court.

13 2. As of the date of this Application, *TERRY A. DAKE, LTD.*
14 is not aware of any accrued, unpaid administrative expenses other than
15 those applied for herein with the exception of the fees and expenses
16 of the trustee and costs owed to the Court.

17 3. The Trustee anticipates that this case will close
18 approximately May 31, 2019. Applicant is seeking a final award of fees
19 and costs and believes that it is feasible to make this distribution
20 at this time without prejudicing the rights of any creditor holding a
21 claim of equal or higher priority.

1 C. Project Summary

2 1. History and status of bankruptcy case

3 A voluntary petition under Chapter 7 of the United States
4 Bankruptcy Code was filed commencing the above-captioned case. This
5 case is currently pending before this Court as a case under Chapter 7.

6 2. Summary of legal services performed by Applicant
7 according to project

8 A. Fee/Employment Applications

9 Applicant has performed the following services:

10 Preparation of the pleadings to retain counsel for the
11 trustee and the first and final fee application filed in this matter.

12 The following table summarizes the number of hours spent (or
13 advanced in the preparation of this Application) and the amount of
14 compensation requested for each professional and paraprofessional for
15 the foregoing project:

<u>Name</u>	<u>Billing Rate</u>	<u>Time</u>	<u>Compensation</u>
Terry A. Dake, Esq.	\$350.00	1.80	\$630.00
TOTAL:			\$630.00

19 B. Case administration

20 Applicant has performed the following services:

21 Applicant assisted the trustee in the duties necessary to
22 carry out the administration of the estate including locating and
23 assisting in the recovery of assets and records, examining the debtors'
24 financial affairs and assisting in the recovery and sale of estate
25 assets.

26 The current status of the foregoing project is - complete.
27
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The following table summarizes the number of hours spent and the amount of compensation requested for each professional and paraprofessional for the foregoing project:

<u>Name</u>	<u>Billing Rate</u>	<u>Time</u>	<u>Compensation</u>
Terry A. Dake, Esq.	\$350.00	19.50	\$6,825.00
TOTAL:			\$6,825.00

C. Trustee v. Adler

Applicant has performed the following services:

Applicant assisted the trustee in investigating and filing an adversary proceeding to deny the discharge of the debtors. The matter was settled at the urging of the Court and the agreed amount was paid to the trustee.

The current status of the foregoing project is - completed.

The following table summarizes the number of hours spent and the amount of compensation requested for each professional for the foregoing project:

<u>Name</u>	<u>Billing Rate</u>	<u>Time</u>	<u>Compensation</u>
Terry A. Dake, Esq.	\$350.00	25.10	\$8,785.00
TOTAL:			\$8,785.00

C. Trustee v. Goldstein

Applicant has performed the following services:

Applicant assisted the trustee in investigating and filing an adversary proceeding to avoid a transfer of property made by the

1 debtors. The matter was settled at the urging of the Court and the
2 agreed amount was paid to the trustee.

3 The current status of the foregoing project is - completed.

4 The following table summarizes the number of hours spent and
5 the amount of compensation requested for each professional for the
6 foregoing project:

<u>Name</u>	<u>Billing Rate</u>	<u>Time</u>	<u>Compensation</u>
Terry A. Dake, Esq.	\$350.00	42.10	\$14,735.00
TOTAL:			\$14,735.00

7 **D. Summary Of Costs**

8 The majority of the costs in this case are attributable to
9 photocopy charges, postage, noticing materials, fee advances and PACER
10 Service fees.

11 The amount charged by Applicant for photocopies is \$0.25 per
12 sheet for notices only. All costs from outside parties, such as UPS,
13 mail, and parking are charged at Applicant's actual cost.

14 The amount Applicant has disbursed for actual and necessary
15 expenses in connection with the estate are itemized on the attached
16 Exhibit A.

17 **II. EVALUATING STANDARDS**

18 In accordance with 11 U.S.C. §330, the amount applied for was
19 calculated using the hourly rate for the attorneys involved. See, *In*
20 *re Yermakov*, 718 F.2d 1465, 1471 (9th Cir. 1983) ("The primary method
21 used to determine a reasonable attorneys' fee in a bankruptcy case is
22 to multiply the number of hours expended by an hourly rate"). This has
23 also been referred to as the "lodestar" or basic fee which, if
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1 warranted, can be adjusted upward or downward. In that regard, the
2 Ninth Circuit in *Yermakov* made specific references to *Johnson v.*
3 *Georgia Highway Express, Inc.*, 488 F.2d 714, 717-19 (5th Cir. 1974),
4 in which the Fifth Circuit listed twelve factors which should be
5 considered in awarding attorneys' fees. These "Johnson factors" have
6 been referred to and utilized by many courts in considering and
7 awarding attorneys' fees in bankruptcy cases. See, *In re Nucorp*
8 *Energy, Inc.*, 764 F.2d 655 (9th Cir. 1985).

9 In a decision of the Ninth Circuit Bankruptcy Appellate
10 Panel, the Panel concluded that the "lodestar" approach, coupled with
11 consideration of the "Johnson factors" is the appropriate standard to
12 be applied in awarding fees in a bankruptcy case. See, *In re Powerline*
13 *Oil Co.*, 71 B.R. 767 (Bankr. 9th Cir. 1986).

14 In addition, the provisions of §330(a) place a premium on the
15 timeliness of administration of the case. Compensable services must
16 be ". . . performed within a reasonable amount of time commensurate
17 with the complexity, importance and nature of the problem, issue or
18 task addressed." 11 U.S.C. §330(a)(3)(A).

19 *TERRY A. DAKE, LTD.* has advised the Trustee in connection
20 with the administration of the estate on an ongoing basis and has
21 prepared numerous letters, documents and/or other writings concerning
22 same and has attended conferences and/or hearings and/or made other
23 appearances for and on behalf of the Trustee and has performed numerous
24 legal services for and on behalf of the Trustee, which are itemized on
25 the attached Exhibit A constituting a recapitulation of *TERRY A. DAKE,*
26 *LTD.*'s time records concerning the above-entitled estate.

TERRY A. DAKE, LTD. has maintained daily time records reflecting the actual and necessary time expended in the performance of the services for which compensation is sought. These time records are presented as a resume of the overall services performed by TERRY A. DAKE, LTD. and do not purport to include each and every service performed, nor are they represented to constitute a limit of the time expended in this case, as there may be services for which time was not recorded. However, the records do indicate the general nature of the services performed and the time actually expended for consideration as one of the criterion set forth in 11 U.S.C. §330.

The results obtained by Applicant within the time frames of this Application illustrate that the Applicant:

1. Used the skill required to perform the legal services properly;
2. Provided services necessary to the administration of the case; and
3. Performed the services within a reasonable amount of time commensurate with the complexity, importance and nature of each task.

Furthermore, based upon the results obtained by Applicant within the time frame of this Application and the rates charged by the Applicant for the services performed, the compensation requested is reasonable based on the customary compensation charged by comparably skilled practitioners in non-bankruptcy cases.

Applicant is seeking payment out of unencumbered estate assets as an administrative expense.

1 There are no cash collateral issues regarding the source of
2 funds from which Applicant intends to be paid.

3 The current status of this Chapter 7 case is that the Trustee
4 is preparing his final report and distribution.

5 **III. CONCLUSION**

6 **WHEREFORE**, *TERRY A. DAKE, LTD.* prays that this Application be
7 noticed with the Trustee's Final Report to all creditors, and that
8 *TERRY A. DAKE, LTD.* be awarded final payment, pursuant to 11 U.S.C.
9 §331, as attorney for the Trustee in the amount of \$30,975.00 together
10 with reimbursement for actual and necessary costs expended in the
11 amount of \$1,170.20, all subject to review and adjustment as to
12 reasonableness based on the criteria set forth in 11 U.S.C. §330 and
13 for such other and further relief as the Court deems equitable.

14 DATED January 12, 2019.

15 ***TERRY A. DAKE, LTD.***

16 By /s/ TD009656
17 Terry A. Dake
18 20 E. Thomas Rd.
19 Suite 2200
20 Phoenix, Arizona 85012-3133
21 Attorney for Trustee
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DECLARATION OF TERRY A. DAKE

I, **TERRY A. DAKE**, do hereby declare as follows:

1. I have given this Fee Application to the trustee, by whom
I am employed.

2. The trustee has reviewed the Fee Application.

3. The trustee has conveyed to me his approval of the Fee
Application and has expressed no objections to the Fee Application to
me or to any other member of my law firm.

DATED January 12, 2019.

/s/ TD009656
TERRY A. DAKE

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1. I have been given this Fee Application by Terry A. Dake
my firm of **TERRY A. DAKE, LTD.**

3. I have approved the Fee Application and have no comments to the Fee Application.

Robert A. MacKenzie, Trustee



E X H I B I T A

TERRY A. DAKE, LTD.
20 E. Thomas Rd.
Suite 2200
Phoenix, Arizona 85012-3133
Telephone: (602) 710-1005
tdake@cox.net

Terry A. Dake - 009656

Attorney for Trustee

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF ARIZONA

In re:) In Chapter 7 Proceedings
)
WILLIAM JAY ADLER,)
10 TRUDI BARBARA ADLER,) Case No. 2:17-BK-01813-MCW
)
11 Debtors.)
_____)

FEE APPLICATION SUMMARY

NAME OF APPLICANT:
TERRY A. DAKE, LTD.

ROLE IN CASE:
Attorney for Trustee

CURRENT APPLICATION:
Fee Request: \$30,975.00
Expense Request: \$1,170.20

Fees Previously Requested: **None**
Fees Previously Awarded: **None**
Expenses Previously Requested: **None**
Expenses Previously Awarded: **None**
Retainer Paid: **None**
Draws On Retainer: **N/A**
Replenishment of Retainer: **N/A**
Remaining Retainer: **N/A**

NAME OF PROFESSIONAL	ADMITTED	HOURS	RATE	TOTAL
Terry A. Dake (TAD)	1983	88.5	\$350.00	\$30,975.00
	Total:	88.5	Total:	\$30,975.00
			Blended Rate:	\$350.00

TERRY A. DAKE, LTD.

20 E. Thomas Rd.
Suite 2200
Phoenix, AZ 85012-3133

Robert A. MacKenzie, Trustee
2001 E. Campbell Ave.
Suite 200
Phoenix, AZ 85016

January 12, 2019

In Reference To: William & Trudi Adler

Professional Services**Applications Fees / Employment**

	<u>Hrs/Rate</u>	<u>Amount</u>
4/25/2017 Prepare, file and serve retention pleadings. Applications Fees / Employment	0.30 350.00/hr	105.00
SUBTOTAL:	[0.30	105.00]

Case Administration

4/25/2017 Conference with trustee re case and issues. Case Administration	0.10 350.00/hr	35.00
Obtain and review current docket and filed pleadings. Case Administration	0.30 350.00/hr	105.00
Prepare and file 2004 motion and order re piano lien. Case Administration	0.30 350.00/hr	105.00
Prepare, file and serve motion to extend stay re piano. Case Administration	0.30 350.00/hr	105.00
Prepare, file and serve objection to exemption of piano. Case Administration	0.30 350.00/hr	105.00
Prepare memorandum to JK re debtor information. Case Administration	0.30 350.00/hr	105.00
Review trustee's file. Case Administration	0.80 350.00/hr	280.00

	<u>Hrs/Rate</u>	<u>Amount</u>
4/27/2017 Prepare correspondence re 2004 order. Case Administration	0.10 350.00/hr	35.00
5/2/2017 Prepare, file and serve motion to extend exemption deadline. Case Administration	0.20 350.00/hr	70.00
5/6/2017 Review memorandum from SG and prepare response. Case Administration	0.20 350.00/hr	70.00
5/9/2017 Review memorandum from SG re lien release and prepare response. Case Administration	0.10 350.00/hr	35.00
Review memorandum and documents from SG re piano lien and prepare response. Case Administration	0.10 350.00/hr	35.00
5/10/2017 Prepare avoidance stip and memorandum to SG re same. Case Administration	0.30 350.00/hr	105.00
5/18/2017 Follow up with SG re stip. Case Administration	0.10 350.00/hr	35.00
Review memorandum from JK re debtor information status. Case Administration	0.10 350.00/hr	35.00
5/20/2017 Review and calendar claims bar date. Case Administration	0.10 350.00/hr	35.00
5/22/2017 Prepare certificate, order and notice regarding motion to extend stay. Case Administration	0.30 350.00/hr	105.00
Prepare certificate, order and notice regarding motion to extend exemption deadline. Case Administration	0.30 350.00/hr	105.00
5/25/2017 Review memorandum from JK re piano lien and prepare response. Case Administration	0.10 350.00/hr	35.00
Follow up with SG re stipulation. Case Administration	0.10 350.00/hr	35.00
5/31/2017 Prepare memorandum to JK re turnover of piano. Case Administration	0.10 350.00/hr	35.00
6/1/2017 Telephone conference with trustee re issues and 727. Case Administration	0.10 350.00/hr	35.00

	<u>Hrs/Rate</u>	<u>Amount</u>
6/1/2017 Prepare memorandum to trustee re outstanding issues and 727 deadline. Case Administration	0.30 350.00/hr	105.00
Prepare, file and serve motion to extend 727 deadline. Case Administration	0.30 350.00/hr	105.00
Review debtor documents. Case Administration	0.50 350.00/hr	175.00
6/2/2017 Review memorandum and piano photos and prepare memorandum to NC re same. Case Administration	0.20 350.00/hr	70.00
6/3/2017 Telephone conference with trustee re debtors' abandonment motion. Case Administration	0.10 350.00/hr	35.00
6/6/2017 Review debtor abandonment motion. Case Administration	0.10 350.00/hr	35.00
6/7/2017 Telephone conference with JK and BC re turnover of piano. Case Administration	0.10 350.00/hr	35.00
Review memorandum from JK re piano, prepare response and prepare memorandum to CAA. Case Administration	0.10 350.00/hr	35.00
6/9/2017 Telephone conference with BC re piano status. Case Administration	0.10 350.00/hr	35.00
6/12/2017 Conference with trustee and prepare memorandum to JK re sale of property. Case Administration	0.10 350.00/hr	35.00
6/15/2017 Telephone conference with Bob C. re piano and personal property and forward information re same. Case Administration	0.10 350.00/hr	35.00
Review exemptions and prepare memorandum to trustee re same. Case Administration	0.20 350.00/hr	70.00
Prepare certificate, order and notice regarding piano exemption. Case Administration	0.20 350.00/hr	70.00
6/16/2017 Review debtor redemption documents. Case Administration	0.20 350.00/hr	70.00
6/20/2017 Telephone conference with Bob C re sale. Case Administration	0.10 350.00/hr	35.00

		<u>Hrs/Rate</u>	<u>Amount</u>
6/20/2017	Prepare, file and serve sale notice and auction retention pleadings. Case Administration	0.40 350.00/hr	140.00
	Prepare, file and serve motion to approve sale, motion to expedite order and notice re piano. Case Administration	0.60 350.00/hr	210.00
6/23/2017	Review memorandum from court re expedited hearing and prepare response. Case Administration	0.10 350.00/hr	35.00
	Prepare and file notice of expedited hearing. Case Administration	0.20 350.00/hr	70.00
	Serve sale hearing order and motion on Goldman and prepare and file certificate of mailing. Case Administration	0.20 350.00/hr	70.00
6/26/2017	Prepare, file and serve objection to motion to expedite and lodged order re 727 extension. Case Administration	0.30 350.00/hr	105.00
	Prepare, file and serve amended motion to extend 727 deadline. Case Administration	0.80 350.00/hr	280.00
6/27/2017	Prepare request for 341 transcript. Case Administration	0.10 350.00/hr	35.00
6/28/2017	Review Amex proofs of claim. Case Administration	0.10 350.00/hr	35.00
6/30/2017	Review BNC re sale hearing. Case Administration	0.10 350.00/hr	35.00
	Review and calendar order for expedited hearing on 727 motion. Case Administration	0.10 350.00/hr	35.00
7/1/2017	Telephone conference with EB re 727 issues. Case Administration	0.20 350.00/hr	70.00
	Review debtor sale objection Case Administration	0.20 350.00/hr	70.00
7/5/2017	Prepare draft of sale reply. Case Administration	0.50 350.00/hr	175.00
7/7/2017	Finalize, file and serve reply re motion to extend 727 deadline. Case Administration	0.20 350.00/hr	70.00

	<u>Hrs/Rate</u>	<u>Amount</u>
7/7/2017 Prepare for and attend hearing on sale and motion to extend 727 deadline. Case Administration	1.70 350.00/hr	595.00
7/11/2017 Review proposed order re redemption of vehicle. Case Administration	0.10 350.00/hr	35.00
7/13/2017 Review 341. Case Administration	0.30 350.00/hr	105.00
7/14/2017 Review memorandum from trustee re 2016 tax returns, review file and prepare response. Case Administration	0.10 350.00/hr	35.00
7/19/2017 Work on time line for litigation and assemble documents re same. Case Administration	1.60 350.00/hr	560.00
7/26/2017 Review Toyota objection to redemption motion and prepare memorandum re same. Case Administration	0.10 350.00/hr	35.00
7/28/2017 Conference with trustee re 727 issues. Case Administration	0.20 350.00/hr	70.00
7/31/2017 Follow up with JK re debtor information. Case Administration	0.10 350.00/hr	35.00
Prepare, file and serve motion to extend 727 deadline. Case Administration	0.20 350.00/hr	70.00
Prepare, file and serve motion to amend MEO re 727 extension. Case Administration	0.30 350.00/hr	105.00
8/16/2017 Prepare certificate, order and notice regarding motion to alter/amend. Case Administration	0.20 350.00/hr	70.00
8/22/2017 Prepare, file and serve sale report. Case Administration	0.10 350.00/hr	35.00
Finalize, file and serve auction payment pleadings. Case Administration	0.20 350.00/hr	70.00
8/25/2017 Prepare certificate, order and notice regarding 727 extension. Case Administration	0.30 350.00/hr	105.00
Review additional debtor documents and update time line. Case Administration	0.90 350.00/hr	315.00

		<u>Hrs/Rate</u>	<u>Amount</u>
9/2/2017	Review stay relief motion re house. Case Administration	0.10 350.00/hr	35.00
9/16/2017	Review memorandum from UST re issues and prepare response. Case Administration	0.10 350.00/hr	35.00
9/20/2017	Review Goldstein proof of claim, memorandum from trustee and prepare response. Case Administration	0.10 350.00/hr	35.00
10/6/2017	Conference with trustee re status. Case Administration	0.10 350.00/hr	35.00
	Review memorandum from JG re stay relief objection and prepare response. Case Administration	0.10 350.00/hr	35.00
12/11/2017	Follow up with Jk re debtors' 2016 tax return. Case Administration	0.10 350.00/hr	35.00
12/23/2017	Review memorandum and debtors 2016 tax returns and forward to trustee. Case Administration	0.20 350.00/hr	70.00
2/28/2018	Conference with trustee re status. Case Administration	0.10 350.00/hr	35.00
3/10/2018	Review memoranda from KA re turnover of sale proceeds and prepare memorandum re same. Case Administration	0.10 350.00/hr	35.00
	Review memorandum from KA re surcharge and prepare response. Case Administration	0.10 350.00/hr	35.00
3/22/2018	Telephone conference with trustee re status and deposition. Case Administration	0.10 350.00/hr	35.00
4/25/2018	Review memorandum from JK re debtor documents and prepare response. Case Administration	0.10 350.00/hr	35.00
6/1/2018	Conference with trustee re status. Case Administration	0.10 350.00/hr	35.00
8/14/2018	Prepare memorandum to DP re sale hearing. Case Administration	0.10 350.00/hr	35.00
9/11/2018	Review memorandum from Lm re payoff status and prepare response. Case Administration	0.10 350.00/hr	35.00

		<u>Hrs/Rate</u>	<u>Amount</u>
SUBTOTAL:		[19.50	6,825.00]
	<u>Trustee v. Adler</u>		
7/31/2017	Telephone conference with trustee and finalize and file complaint and notice re filing fee. Trustee v. Adler	0.10 350.00/hr	35.00
	Work on draft of complaint and prepare memorandum to trustee. Trustee v. Adler	0.40 350.00/hr	140.00
8/3/2017	File request for issuance of summons. Trustee v. Adler	0.10 350.00/hr	35.00
8/6/2017	Work on service of summons and complaint and prepare and file certificate of mailing. Trustee v. Adler	0.30 350.00/hr	105.00
9/5/2017	Review answer and prepare memorandum to trustee. Trustee v. Adler	0.10 350.00/hr	35.00
10/7/2017	Prepare, file and serve Rule 26 disclosure and documents re same. Trustee v. Adler	0.50 350.00/hr	175.00
10/17/2017	Follow up with JK re R26 disclosure. Trustee v. Adler	0.10 350.00/hr	35.00
10/22/2017	Review memorandum and defense R26 disclosure and documents. Trustee v. Adler	0.50 350.00/hr	175.00
11/7/2017	Review and calendar order continuing hearing. Trustee v. Adler	0.10 350.00/hr	35.00
2/27/2018	Follow up with JK re deposition. Trustee v. Adler	0.10 350.00/hr	35.00
3/2/2018	Prepare and serve deposition notices. Trustee v. Adler	0.20 350.00/hr	70.00
3/7/2018	Prepare for and attend status hearing. Trustee v. Adler	1.60 350.00/hr	560.00
3/22/2018	Prepare memorandum to JK re documents. Trustee v. Adler	0.10 350.00/hr	35.00

		<u>Hrs/Rate</u>	<u>Amount</u>
3/22/2018	Work on deposition materials. Trustee v. Adler	1.70 350.00/hr	595.00
	Conduct deposition of TA. Trustee v. Adler	2.30 350.00/hr	805.00
4/11/2018	Follow up with JK re debtor information. Trustee v. Adler	0.10 350.00/hr	35.00
5/22/2018	Follow up debtor information from deposition. Trustee v. Adler	0.10 350.00/hr	35.00
	Prepare memoranda to trustee re debtor documents. Trustee v. Adler	0.10 350.00/hr	35.00
	Review memorandum and debtor documents and prepare memorandum to JK re privilege. Trustee v. Adler	1.10 350.00/hr	385.00
6/1/2018	Review email produced by debtors for additional disclosures. Trustee v. Adler	0.10 350.00/hr	35.00
6/4/2018	Work on response to admissions and prepare memorandum re same. Trustee v. Adler	1.10 350.00/hr	385.00
8/1/2018	Work on response to Motion for summary judgment and Statement of facts and prepare trustee declaration Trustee v. Adler	6.00 350.00/hr	2,100.00
8/2/2018	Conference with trustee and Finalize, file and serve response to motion for summary judgment and statement of facts. Trustee v. Adler	0.50 350.00/hr	175.00
	Work on revisions to brief, declaration and statement of facts and prepare memorandum to trustee re same. Trustee v. Adler	1.90 350.00/hr	665.00
8/18/2018	Review motion to strike and prepare memorandum re withdrawal of same. Trustee v. Adler	0.10 350.00/hr	35.00
8/31/2018	Prepare, file and serve reply re XMSJ. Trustee v. Adler	4.10 350.00/hr	1,435.00
10/8/2018	Prepare memorandum to JK re settlement. Trustee v. Adler	0.20 350.00/hr	70.00

		<u>Hrs/Rate</u>	<u>Amount</u>
10/22/2018	Prepare motion to approve settlement and memorandum re same. Trustee v. Adler	0.50 350.00/hr	175.00
10/24/2018	Review memorandum from KA and Finalize, file and serve settlement motion and notice. Trustee v. Adler	0.30 350.00/hr	105.00
10/29/2018	Review BNC certificate of mailing re settlement. Trustee v. Adler	0.10 350.00/hr	35.00
10/30/2018	Review BNC certificate of mailing re settlement. Trustee v. Adler	0.10 350.00/hr	35.00
11/23/2018	Prepare certificate, order and notice regarding settlement. Trustee v. Adler	0.30 350.00/hr	105.00
11/28/2018	Prepare memorandum re order and payment to trustee. Trustee v. Adler	0.10 350.00/hr	35.00
1/11/2019	Prepare, file and serve dismissal order. Trustee v. Adler	0.10 350.00/hr	35.00
SUBTOTAL:		[25.10	8,785.00]

Trustee v. Goldstein

7/19/2017	Assemble documents and prepare draft of complaint. Trustee v. Goldstein	2.40 350.00/hr	840.00
7/20/2017	Prepare memorandum to SG re summons and complaint and settlement. Trustee v. Goldstein	0.10 350.00/hr	35.00
	Finalize and file complaint and notice re filing fee and request summons. Trustee v. Goldstein	0.30 350.00/hr	105.00
	Work on service of summons and complaint and prepare and file certificate of mailing. Trustee v. Goldstein	0.30 350.00/hr	105.00
7/26/2017	Review memorandum from SG and revise stip and prepare memorandum re same. Trustee v. Goldstein	0.20 350.00/hr	70.00
8/22/2017	Review and calendar scheduling order. Trustee v. Goldstein	0.10 350.00/hr	35.00

	<u>Hrs/Rate</u>	<u>Amount</u>
8/23/2017 Review and calendar notice of rescheduled hearing. Trustee v. Goldstein	0.10 350.00/hr	35.00
8/25/2017 Review memorandum from court and Prepare, file and serve notice of hearing. Trustee v. Goldstein	0.20 350.00/hr	70.00
Prepare, file and serve motion to disqualify counsel. Trustee v. Goldstein	0.80 350.00/hr	280.00
9/11/2017 Review and calendar status hearing order. Trustee v. Goldstein	0.10 350.00/hr	35.00
9/15/2017 Prepare, file and serve reply re motion to DQ counsel. Trustee v. Goldstein	1.10 350.00/hr	385.00
9/23/2017 Prepare discovery plan and memorandum re same. Trustee v. Goldstein	0.20 350.00/hr	70.00
10/18/2017 Prepare for and attend hearing on DQ motion. Trustee v. Goldstein	1.80 350.00/hr	630.00
11/4/2017 Prepare discovery plan and memorandum to defendants re same. Trustee v. Goldstein	0.20 350.00/hr	70.00
11/6/2017 Prepare, file and serve motion and order to continue hearing and memorandum to JK. Trustee v. Goldstein	0.20 350.00/hr	70.00
11/26/2017 Finalize, file and serve discovery plan. Trustee v. Goldstein	0.20 350.00/hr	70.00
12/6/2017 Review memorandum from SH re settlement and prepare memorandum re same. Trustee v. Goldstein	0.10 350.00/hr	35.00
12/9/2017 Prepare and serve R26 disclosure and memorandum re same. Trustee v. Goldstein	0.60 350.00/hr	210.00
12/11/2017 Work on redaction of documents and Finalize, file and serve R26 disclosure. Trustee v. Goldstein	0.70 350.00/hr	245.00
12/20/2017 Work on court reporter for Goldstein deposition and prepare memorandum to SH. Trustee v. Goldstein	0.50 350.00/hr	175.00
12/28/2017 Work on FL reporter for deposition. Trustee v. Goldstein	0.20 350.00/hr	70.00

		<u>Hrs/Rate</u>	<u>Amount</u>
12/29/2017	Prepare, file and serve deposition notice re Goldstein and finalize arrangements with FL reporter. Trustee v. Goldstein	0.30 350.00/hr	105.00
1/10/2018	Prepare for and attend status hearing. Trustee v. Goldstein	1.10 350.00/hr	385.00
1/11/2018	Review minute entry re status hearing. Trustee v. Goldstein	0.10 350.00/hr	35.00
	Review memorandum from SH re hearing and prepare response. Trustee v. Goldstein	0.10 350.00/hr	35.00
1/18/2018	Assemble information for deposition and prepare memorandum to court reporter re same. Trustee v. Goldstein	1.10 350.00/hr	385.00
1/23/2018	Review memorandum from SH re call in for deposition and prepare response. Trustee v. Goldstein	0.10 350.00/hr	35.00
	Telephone conference with court reporter re deposition. Trustee v. Goldstein	0.10 350.00/hr	35.00
1/24/2018	Prepare for and conduct deposition of Goldsteins. Trustee v. Goldstein	2.50 350.00/hr	875.00
1/31/2018	Research avoidance of lien under 522. Trustee v. Goldstein	0.70 350.00/hr	245.00
2/22/2018	Review memorandum from AT re deposition and prepare response. Trustee v. Goldstein	0.10 350.00/hr	35.00
3/22/2018	Prepare memorandum to SH re sham transaction claim. Trustee v. Goldstein	0.20 350.00/hr	70.00
	Review memorandum from SH and prepare and serve amended Rule 26 disclosure. Trustee v. Goldstein	0.30 350.00/hr	105.00
	Research re sham transactions and prepare memorandum to SH re same. Trustee v. Goldstein	0.90 350.00/hr	315.00
4/24/2018	Work on discovery response and prepare memorandum to trustee re same. Trustee v. Goldstein	3.10 350.00/hr	1,085.00
6/5/2018	Prepare for and attend status hearing. Trustee v. Goldstein	1.40 350.00/hr	490.00

		<u>Hrs/Rate</u>	<u>Amount</u>
7/6/2018	Research scope of privilege waiver. Trustee v. Goldstein	0.50 350.00/hr	175.00
7/30/2018	Work on revisions to motion for summary judgment response and statement of facts. Trustee v. Goldstein	1.80 350.00/hr	630.00
	Work on draft of response to motion for summary judgment and statement of facts. Trustee v. Goldstein	7.70 350.00/hr	2,695.00
8/2/2018	Telephone conference with trustee re declaration. Trustee v. Goldstein	0.20 350.00/hr	70.00
	Review memoranda from SH re cross motions and prepare responses. Trustee v. Goldstein	0.20 350.00/hr	70.00
	Finalize, file and serve response to motion for summary judgment and statement of facts. Trustee v. Goldstein	0.50 350.00/hr	175.00
8/4/2018	Review motion to strike and research, prepare, file and serve objection. Trustee v. Goldstein	2.40 350.00/hr	840.00
8/10/2018	Review memorandum SH re source of document and prepare response. Trustee v. Goldstein	0.10 350.00/hr	35.00
8/18/2018	Review order denying motion to strike. Trustee v. Goldstein	0.10 350.00/hr	35.00
8/31/2018	Prepare, file and serve reply re XMSJ. Trustee v. Goldstein	2.10 350.00/hr	735.00
10/5/2018	Prepare for and attend hearing on summary judgment motion. Trustee v. Goldstein	2.50 350.00/hr	875.00
10/6/2018	Prepare motion to approve settlement and memorandum re same. Trustee v. Goldstein	0.50 350.00/hr	175.00
10/8/2018	Review memorandum and signed settlement and file motion and prepare and file notice re same. Trustee v. Goldstein	0.30 350.00/hr	105.00
10/13/2018	Review BNC certificate of mailing re settlement. Trustee v. Goldstein	0.10 350.00/hr	35.00

	<u>Hrs/Rate</u>	<u>Amount</u>
11/3/2018 Prepare certificate, order and notice regarding settlement. Trustee v. Goldstein	0.30 350.00/hr	105.00
11/7/2018 Review settlement order and prepare memorandum to trustee re payment. Trustee v. Goldstein	0.10 350.00/hr	35.00
11/26/2018 Review memorandum from trustee and Prepare, file and serve dismissal order. Trustee v. Goldstein	0.20 350.00/hr	70.00
SUBTOTAL:	[42.10	14,735.00]
For professional services rendered	87.00	\$30,450.00

Additional Charges :

Filing Fees / Cost Advance

2/7/2018 Transcript. Filing Fees / Cost Advance	714.55
4/2/2018 Transcript Trudi A. Filing Fees / Cost Advance	455.65
SUBTOTAL:	[1,170.20]
Total additional charges	\$1,170.20
Total amount of this bill	\$31,620.20
Balance due	\$31,620.20